



1PW

Docket No. 1223-022

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: :
Joseph Patrick Kelleher, et al. :
Ser. No. 10/593,546 : National Stage of PCT/AU2005/000249
: International Filing Date: 25 February 2005
For: IMPROVED BALL PENETROMETER FOR SOFT SOILS TESTING

I hereby certify that this correspondence is being sent via first class mail, postage prepaid to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

11-20-06
Date of Deposit

Elise D. Bray
Name of Depositor

Signature of Depositor

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

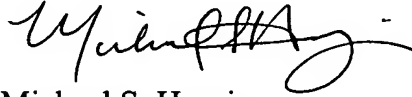
Applicant discloses to the Examiner under 37 CFR 1.56, and 37 CFR 1.97-1.98, the information listed on the attached form PTO/SB/08A. This information may be found to be material to this invention under the current applicable patent law and as interpreted by the U.S. Patent and Trademark Office Rules cited above. Review and consideration of the listed references/information during substantive examination of this application is respectfully requested.

Applicant specifically emphasizes that this statement, and/or the act of identifying this information, is not to be construed as an admission that all or any of the information is prior

art to the specific invention disclosed and claimed. Also nothing in this statement is to be construed as a representation that this is the only material information to be found, or the best. If additional material information is discovered in the future, a prompt submission will be made to fulfill applicant's continuing duty of disclosure under 37 CFR 1.56.

Respectfully submitted,

KING & SCHICKLI, PLLC

A handwritten signature in black ink, appearing to read "Michael S. Hargis", written over a horizontal line.

Michael S. Hargis
Registration No. 42,631

247 North Broadway
Lexington, KY 40507-1058
(859) 252-0889

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	10/593,546
Filing Date	19 September 2006
First Named Inventor	Joseph Patrick Kelleher
Art Unit	not yet assigned
Examiner Name	not yet assigned
Attorney Docket Number	1223-022

Sheet	1	of	1
-------	---	----	---

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature	Date Considered
-----------------------	--------------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.